



Docket No.: 1793.1031

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Tae-Sik KANG

Group Art Unit: 2627

Serial No. 10/762,332

Examiner: Allen T. CAO

For: AIR BEARING SLIDER FOR DISK DRIVE Filed: January 23, 2004

COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:


Attached to the Notice of Allowance mailed June 13, 2006, in the subject application, was a Statement of Reasons for Allowance which identified features patentably defining over the citations of record. However, the identified features are not recited in all of the claims. For example, the identified features are not found in independent claim 18. Further, the Statement asserts that all of the allowed claims are similar. Applicant submits that this assertion is erroneous and without basis in fact or law. Section 1302.14 of the the Manual of Patent Examining Procedure (MPEP) warns that "care must be taken to ensure that such reasons are accurate, precise, and do not place unwarranted interpretations, whether broad or narrow, upon the claims." It is submitted that the Examiner's Statement, at least for the reasons set forth herein, does not meet these standards and, instead, raises "possible misinterpretations... and possible estoppel effects" (MPEP 1302.14). Thus, the Statement should be disregarded.

It is also submitted that the claims are not constrained by any of the specified features and that the claims are their own best evidence as to the reasons for allowance.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 9-13-06

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